

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

MITSUI SUMITOMO INSURANCE COMPANY OF AMERICA, ET AL.,	)	<b><u>NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)</u></b>
Plaintiff(s),	)	)
v.	)	Civil Action No.: 1:22-cv-8233-PAE
M/V ONE APUS, ET AL.,	)	[This case is assigned to 1:22-md- 03028-PAE]
Defendant(s).	)	)

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Plaintiffs **Continental Insurance Company** and **Fubon Insurance Co. Ltd.** pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure hereby voluntarily dismiss without prejudice the following claims ONLY as against Defendant **Schenker Ocean**, with each party to bear its own fees and costs:

<i>Container #</i>	<i>Claim Value</i>	<i>Bill of Lading #</i>
TCNU3253040 (Fubon)	\$75,251.79	SHKK344917383598
UETU4148087 (Continental)	\$31,581.00	CNSZX0000365697
UETU4148087 (Continental)	\$99,414.99	CNSZX0000365701
NYKU5223285 (Continental)	\$84,807.76	VNHAN0000027677

Plaintiffs **Continental Insurance Company** and **Fubon Insurance Co. Ltd.** do NOT dismiss their claims for loss of or damage to cargo contained in these particular containers and carried under these particular bills of lading against any other defendants. ONLY Plaintiffs **Continental Insurance Company's** and **Fubon Insurance Co. Ltd.'s** claims, referenced above, against Defendant **Schenker Ocean** are hereby dismissed.

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DATED: January 31, 2024

Respectfully submitted,

KENNEDYS CMK LLP  
/s/ Jonathan W. Thames  
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SO ORDERED.

  
PAUL A. ENGELMAYER  
United States District Judge  
February 1, 2024